

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
WESTERN DIVISION

ANTHONY DUANE MILLS

PLAINTIFF

CIVIL ACTION NO. 5:17cv110-DCB-MTP

ADAMS COUNTY SHERIFF DEPT., *et al.*

DEFENDANTS

ORDER SETTING OMNIBUS HEARING

This matter came before the court *sua sponte* for purposes of case management and the court finds that a screening hearing should be held to ensure that this case proceeds expeditiously. At this hearing, the court will seek: 1) to determine if dismissal is appropriate under 28 U.S.C. § 1915A(b) or other applicable law; 2) to define the issues to be litigated; 3) to ascertain the potential witnesses or exhibits; 4) to provide appropriate assistance to the *pro se* litigant in obtaining evidence for trial; 5) to address pending motions, if any; and 6) to evaluate the case as appropriate. This hearing shall operate as a *Spears* hearing. *See Spears v. McCotter*, 766 F.2d 179 (5th Cir. 1985).

Accordingly,

IT IS, HEREBY, ORDERED:

1. That Plaintiff **ANTHONY DUANE MILLS** appear for a Screening Hearing before the undersigned United States Magistrate Judge at the **United States Courthouse, 109 S. Pearl Street, Natchez, Mississippi** on **July 26, 2018 at 10:00 a.m.**
2. The parties shall be prepared to discuss and identify any and all discovery requests or issues at the hearing.
3. The defendant(s) shall bring copies to the hearing for both the court and the

plaintiff of all official documents regarding the plaintiff's incarceration at their facility. This shall include jail logs, RVR reports, and any other documentation relevant to the issues presented in the complaint.

4. If the complaint involves a medical claim, the defendant(s) shall bring copies to the hearing for both the court and the plaintiff of the plaintiff's medical records which are available to the defendant(s). The plaintiff shall also bring any available medical records to the hearing.

5. The parties shall be prepared to make a full statement of each and every claim or defense and how they propose to prove those claims or defenses.

6. The parties shall be prepared to discuss whether Plaintiff has exhausted his administrative remedies and shall bring all relevant documentation to the hearing, if available.

7. The parties shall be prepared to address pending motions, if any.

8. That if the parties fail in good faith to prepare for this hearing in accordance with this order, they may be sanctioned by the court as provided by the Federal Rules of Civil Procedure.

SO ORDERED, this the 21st day of June, 2018.

s/ Michael T. Parker
United States Magistrate Judge